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OFFICE OF PETITIONS

In re Patent No. 6,841,132 :
Issue Date: January 11, 2005 :
Application No. 10/042,258 : NOTICE
Filed: January 11, 2002 :
Attorney Docket No. 213202.00358 :

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. 1098 Off. Gaz. Pat. Office 502 (January 3, 1989). Therefore, nothing in this Notice is intended to imply that an investigation was done.


Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

This file is no longer entitled to small entity status. Accordingly, all future fees paid in this file must be paid at the large entity rate, absent further notification from a proper party of a change in status. See 37 CFR 1.27(c)(2).

The address on the petition differs from the address of record. Therefore, if appropriate, a change of address or a "fee address" (see PTO/SB/47) should be submitted if petitioner desires to receive Maintenance Fee Reminders which may be mailed for this patent.

Inquiries related to this communication should be directed to the undersigned at (571) 272-3218.

This patented file is being returned to Files Repository.


Frances Hicks
Petitions Examiner
Office of Petitions